

**United States Bankruptcy Court
Eastern District of California**

In re Arthur B. Fontaine

Debtor(s)

Case No. 14-14241Chapter 11**AMENDMENT COVER SHEET**

Amendment(s) to the following petition, list(s), schedule(s), or statement(s) are attached hereto:

- | | |
|--|--|
| <input type="checkbox"/> Petition | <input checked="" type="checkbox"/> Statement of Financial Affairs |
| <input type="checkbox"/> Creditor Matrix | <input type="checkbox"/> Statement of Intention |
| <input type="checkbox"/> List of 20 Largest Unsecured Creditors | <input type="checkbox"/> List of Equity Security Holders |
| <input type="checkbox"/> Schedules (check appropriate boxes). See Instruction #4 below. | |
| <input type="checkbox"/> A <input type="checkbox"/> B <input checked="" type="checkbox"/> C <input checked="" type="checkbox"/> D <input type="checkbox"/> E <input type="checkbox"/> F <input checked="" type="checkbox"/> G <input type="checkbox"/> H <input type="checkbox"/> I <input type="checkbox"/> J | |
| <input type="checkbox"/> Summary of Schedules (includes Statistical Summary of Certain Liabilities and Related Data) | |
- REQUIRED IF AMENDING SCHEDULE(S) A, B, D, E, F, I, OR J.**

Purpose of amendment (check one):

- ☐ To add pre-petition creditors, delete creditors, change amounts owed or classifications of debt (\$30.00 fee required, provided the judge may, for good cause, waive the charge in any case.) NOTE: Lists, schedules and statements that add or change creditors must be accompanied by an amended matrix listing only the creditors added or changed.
- ☐ No pre-petition creditors were added, creditors deleted, or amounts owed or classifications of debt changed.

NOTICE OF AMENDMENT TO AFFECTED PARTIES

Pursuant to Federal Rule of Bankruptcy Procedure 1009(a), I certify that notice of the filing of the amendment(s) checked above has been given this date to the Trustee in this case, and to any and all entities affected by the amendment, together with a copy of the notice of meeting of creditors, the discharge (if one has been entered), a subsequent notice to file claims (if one has been issued), and any other document affecting the rights of the added creditors. (NOTE: Proof of service, indicating that service has been made, must be filed with the Court.)

Dated: 10/17/14Attorney's [or Pro Se Debtor's] Signature: D. Max Gardner

Printed Name:

D. Max Gardner 132489

Mailing Address:

1800 30th Street
Fourth Floor
Bakersfield, CA 93301-1932
DECLARATION BY DEBTOR

I(We), the undersigned debtor(s), hereby declare under penalty of perjury that the information set forth in the amendment(s) attached hereto, consisting of pages, is true and correct to the best of my(our) information and belief.

Dated: 10/17/14Arthur B. Fontaine

Arthur B. Fontaine
Debtor's Signature

Dated: _____

Joint Debtor's Signature

INSTRUCTIONS

- Use this cover sheet ONLY when filing amended petitions, lists, schedules and statements. **Do not use an amendment cover sheet when submitting amended plans or amendments to plans.**
- Include the word "Amended" in the title of each amended document.
- Amendments to property schedules (A and B), creditor schedules (D, E, and F), or income/expenses schedules (I and J) must be accompanied by an amended Summary of Schedules. Updates to the schedule totals will not be made unless the summary is filed.
- Amendments to add creditors or change their names/addresses must consist of the amended schedule(s) with a notation to the right of the creditor entry of "A" if the creditor is being added or "C" if it is being changed. **Failure to include "A" and "C" notations on amended schedules may result in duplicate or multiple listings on master mailing lists.**
- Amendments which add or change creditors must be accompanied by a separately filed amended matrix containing ONLY the additions/changes so that the creditors may be downloaded into the case. The matrix must not contain the "A" or "C" notations.
- When e-Filing an amended matrix, you must submit two separate files: a PDF file containing the amendment cover sheet for the matrix, and a text file containing the creditors in the standard master address list format. These two files must be uploaded together.
- Federal Rule of Bankruptcy Procedure 1009 requires the debtor to give notice of an amendment to the trustee and to any entity affected thereby. **Notice of the amendment WILL NOT be given by the Clerk's Office.** To comply with this requirement, the debtor's attorney or Pro Se debtor must give notice to the trustee and any entity affected by the amendment by serving all previous court notices including, but not limited to, the notice of meeting of creditors, discharge of debtor, etc. A proof of service, indicating that service has been made, must be filed with the court.
- Checks and money orders should be payable to "Clerk, U.S. Bankruptcy Court." (NOTE: No personal checks will be accepted.)

United States Bankruptcy Court
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Debtor

Case No. 14-14241Chapter 11

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	2,900,000.00		
B - Personal Property	Yes	3	134,500.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		2,686,336.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		419,000.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	3		159,666.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	2			26,616.67
J - Current Expenditures of Individual Debtor(s)	Yes	2			16,620.00
Total Number of Sheets of ALL Schedules		17			
Total Assets			3,034,500.00		
Total Liabilities				3,265,002.00	

AMENDED

United States Bankruptcy Court
Eastern District of California

In re Arthur B. Fontaine

Debtor

Case No. 14-14241Chapter 11

STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

- ☐ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	419,000.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	0.00
Student Loan Obligations (from Schedule F)	0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	0.00
TOTAL	419,000.00

State the following:

Average Income (from Schedule I, Line 12)	26,616.67
Average Expenses (from Schedule J, Line 22)	16,620.00
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	15,000.00

State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		7,336.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	419,000.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		0.00
4. Total from Schedule F		159,666.00
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		167,002.00

AMENDED

In re Arthur B. FontaineCase No. 14-14241

Debtor

SCHEDULE B - PERSONAL PROPERTY
(Continuation Sheet)

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.		Wells Fargo Advisors administered ROTH IRA	-	40,000.00
13. Stock and interests in incorporated and unincorporated businesses. Itemize.		100% ownership interest in medical corporation known as Arthur Fontaine, M.D., Inc	-	0.00
		\$40,000 investment in Genelux (engaged in the business of oncolytic therapy). Product is in development. 4,000 shares at \$10.00 per share. Questionable value	-	Unknown
14. Interests in partnerships or joint ventures. Itemize.		50% interest in Southpoint, LLC. Other 50% interest holder is Chenda Fontaine. Asset is the Personal/Rental residence located in Glennbrook, NV	-	0.00
15. Government and corporate bonds and other negotiable and nonnegotiable instruments.	X			
16. Accounts receivable.	X			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			

AMENDED - ADDO GENELUX

Sub-Total > **40,000.00**
(Total of this page)Sheet 1 of 2 continuation sheets attached
to the Schedule of Personal Property

In re Arthur B. FontaineCase No. 14-14241

Debtor

SCHEDULE C - PROPERTY CLAIMED AS EXEMPTDebtor claims the exemptions to which debtor is entitled under:
(Check one box)☐ 11 U.S.C. §522(b)(2)☒ 11 U.S.C. §522(b)(3)☒ Check if debtor claims a homestead exemption that exceeds \$155,675. (Amount subject to adjustment on 4/1/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.)

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
<u>Real Property</u>			
<u>Personal/Rental residence located at 37 Southpoint Place, Glenbrook, NV 89413. Appraised value as of March, 2014, \$4.175 million. FMV value: \$2 to \$3 million. Owner of record is Southpoint LLC. Debtor is liable for mortgage.</u>	C.C.P. § 704.730	175,000.00	2,500,000.00
<u>Household Goods and Furnishings</u>			
<u>Furniture and household items</u>	C.C.P. § 704.020	5,000.00	5,000.00
<u>Books, Pictures and Other Art Objects; Collectibles</u>			
<u>Lake Tahoe painting</u>	C.C.P. § 704.040	3,000.00	3,000.00
<u>Wearing Apparel</u>			
<u>Clothing and personal items</u>	C.C.P. § 704.020	1,500.00	1,500.00
<u>Interests in IRA, ERISA, Keogh, or Other Pension or Profit Sharing Plans</u>			
<u>Wells Fargo Advisors administered ROTH IRA</u>	C.C.P. § 704.115(a)(1) & (2), (b)	40,000.00	40,000.00
<u>Automobiles, Trucks, Trailers, and Other Vehicles</u>			
<u>2012 Fiat 500, good condition</u>	C.C.P. § 704.010	0.00	9,000.00

AMENDED

Total:	224,500.00	2,558,500.00
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In re **Arthur B. Fontaine**Case No. **14-14241**

Debtor

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B O R	Husband, Wife, Joint, or Community DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	C O N T I N G E N T	U N L I Q U I D A T E D	D I S P U T E D	AMOUNT OF CLAIM
Account No. Dianda Construction Company 1050 Linda Way Sparks, NV 89431		Notice -				Unknown
Account No. Imaging on Call 695 Dutchess Tunnpike Suite 105 Poughkeepsie, NY 12601		Goods/Services -				3,185.00
Account No. Jeffrey W. Cheyney, PHD 10608 Cushdon Ave Los Angeles, CA 90064		2012 Personal loan -			X	51,600.00
Account No. Uppaway Estates, Inc. P.O. Box 11513 Zephyr Cove, NV 89448		Association dues AMENDED ADDED "UPPAWAY"				1,600.00
Account No. US Radiology on Call 2461 Santa Monica Blvd Suite 108 Santa Monica, CA 90404		Goods/Services -				18,000.00
Sheet no. 1 of 2 sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims						Subtotal (Total of this page) 74,385.00

B7 (Official Form 7) (04/13)

3

5. Repossessions, foreclosures and returns

None

- ☒ List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER	DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN	DESCRIPTION AND VALUE OF PROPERTY
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6. Assignments and receiverships

None

- ☒ a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASSIGNMENT OR SETTLEMENT
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None

- ☒ b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CUSTODIAN	NAME AND LOCATION OF COURT CASE TITLE & NUMBER	DATE OF ORDER	DESCRIPTION AND VALUE OF PROPERTY
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7. Gifts

None

- ☐ List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT
Arthur Brendon Fontaine San Francisco	Son	July, 2014	\$11,000 to assist with son

8. Losses

None

- ☒ List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case or **since the commencement of this case**. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY	DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS	DATE OF LOSS
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AMENDED

B7 (Official Form 7) (04/13)

4

9. Payments related to debt counseling or bankruptcy

- None ☐ List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS
OF PAYEE

Law Offices of Young Wooldridge
1800 30th Street, 4th Floor
Bakersfield, CA 93301

DATE OF PAYMENT,
NAME OF PAYER IF OTHER
THAN DEBTOR

The medical corporation has paid a total retainer in the amount of \$14,217 prior to the filing of the petition. \$1717 was utilized to pay the filing fee. \$1085 has been paid for pre-petition services. The balance of \$11,414.50 will be held in trust subject to withdrawal after fee applications are filed with and approved by the Court. Dates of payment: 6/11/14; 7/10/14; 8/12/14

AMOUNT OF MONEY
OR DESCRIPTION AND VALUE
OF PROPERTY**10. Other transfers**

- None ☐ a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE,
RELATIONSHIP TO DEBTOR

Nathalie Tan
103 Ilwaco Place SE
Renton, WA 98059
Spouse, separated

DATE

DESCRIBE PROPERTY TRANSFERRED
AND VALUE RECEIVED

103 Ilwaco Place SE, Renton, WA; FMV = approximately \$400,000. Subject to a mortgage in favor of Wells Fargo in the approximate amount of \$275,000. Natalie Tan is the daughter of Chenda Fontaine. This property was purchased for the benefit of Ms. Fontaine with Debtor having put \$100,000 down in 2011. Debtor then quitclaimed his interest in 2013.

Arthur Brendon Fontaine
Broadway
San Francisco
Son

April, 2013

2011 Mercedes SUV; approximate value \$90,000

- None ☒ b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER
DEVICEDATE(S) OF
TRANSFER(S)AMOUNT OF MONEY OR DESCRIPTION AND
VALUE OF PROPERTY OR DEBTOR'S INTEREST
IN PROPERTY**11. Closed financial accounts**

- None ☒ List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION

TYPE OF ACCOUNT, LAST FOUR
DIGITS OF ACCOUNT NUMBER,
AND AMOUNT OF FINAL BALANCEAMOUNT AND DATE OF SALE
OR CLOSING